

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

EWIRMS/BR

JUL 27 2009

S001585

2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

JUSTIN M FAGGIOLI; GEORGIANA F FAGGIOLI

U. Pierce

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

Primary Contact:

JUSTIN M FAGGIOLI
377 MERK RD
WATSONVILLE, CA 95076

Phone No. 831-724-3558

Fax No.

E-mail Address:

CO-OWNER/OPERATOR - Eshom Kaweah Ranch
Agent: RICHARD E. FAGGIOLI
Address: 377 Merk Rd
Watsonville, CA 95076

Phone No. 831-724-3558

Fax No. 831-728-8862

E-mail Address: re-faggioli@msn.com

Source Name: PIERCE CREEK

Tributary To: N. Fork, Kaweah River

County: Tulare

Diversion within: NE 1/4 of SW 1/4 Section 10, T 15 S, R 28 E, MDB&M

Year of First Use: 1959

Name of Diversion works:

Assessor Parcel Number of the Diversion site: 009070008000

- A. **Water is Used Under:** Riparian claim ☒ Pre-1914 claim ☐ Court Decree No.: Other (explain): Also involved with USDA Natl Forest P/L annual fee June Lake Dist 896501 212th issued 1/25/82 160RB 051317
- B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewirms))
- C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of: 2" pipe in place by May to 2" ac Apple orchard expenditure 5206

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005													26 GPM
2006													11
2007													11

- D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of: Gallons ☒ Million Gallons (MG) ☐ Acre-feet (AF) ☐

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005					86400	4	57600						230400
2006					86400	4	57600						230400
2007					86400	4	57600	97600					376800

- E. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Apples, 52 acres; Stockwatering ; Domestic

Other (specify)

Parcel Number(s) of Place of Use: 009070008000

- F. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Improved rock support of hose at takeoff

- G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES ☒ NO ☐
Describe any water conservation efforts you have initiated: more frequent inspections of hose (bear disturb).

- b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year (AF/MG) Year (AF/MG) Year (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO ☒
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in ^{addition} lieu of surface water? YES ☒ NO _____ *during last month of use*
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ☒ NO _____

Spring box, near house, provided enough to complete season at same water supply rate

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 6/30, 20 08 at 377 Merck Rd, Watsonville, California 95076

SIGNATURE: Richard E. Page

PRINTED NAME: RICHARD E. PAGE
(first name) (middle initial) (last name)

COMPANY NAME: Bloom-Kaweah Ranch

ITEM _____ If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.
CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

RICHARD E. FAGGIOLI
ESHOM KAWEAH RANCH
NR Badger CA
c/o 377 Merk Rd.
Corralitos, CA 95076

S 001585

June 30, 2008

Re: Supplemental
Water Statements
etc
2005-2007

SWCB Division of Water Rights
PO BOX 2000
Sacramento, CA 95812-2000

On forms you provided, here, unplested
are:

Statement No S001585 "Pierce Creek,
North Fork
Kaweah River
Tulare Co."

" S 013973 "Eshom creek'
N. Fork Kaweah River
Tulare Co.

" S001586 "Dry Creek.
Kaweah River
Tulare Co.

These water diversions, storage and uses are
part of our Eshom Kaweah Ranch-range cattle
(and conservation) activities.

In addition, we did not receive forms or
which to report 3 more storage/diversion
application/licenses, also a part of our Ranch
operation!

- statement/Report to licensee A027502

- Application A016774 license 008733 and
" A016773 " 008732

If there is a reporting requirement
currently required - or that will be required, please
advise. Thank you. Richard E. Faggioli.

and 3, per above

CO. OWNER (403813)

STATE WATER RESOURCES
CONTROL BOARD

2008 JUL -7 PM 2:44

STATE WATER RESOURCES
CONTROL BOARD
SACRAMENTO

Dec's Pond
P. 1009090.05.00
SWP4 of NWCR
Sec 22 T. 55 R. 24 E

RICHARD E. FAGGIOLI
ESHOM KAWEAH RANCH
NR Badger CA
c/o 377 Merk Rd.
Corralitos, CA 95076

5001585

June 26, 2005

Re: Supplemental
Water Statements
and Licensee Report
2002-2004

SWRCB

PO BOX 2000
Sacramento, Ca 95812-2000

- On forms you provided, here, completed, are:
- Statement No: 5001585 "Pierce Creek" North Fork
Kaweah River, Tulare Co.
 - " " 5001586 "Dry Creek"
Kaweah River, Tulare Co.
 - Statement No: 5013973 "Eshom Creek" North Fork
Kaweah River, Tulare Co.
 - and Report of Licensee A027502 "Deer Pond"
Parcel 009-090-05-00 in
SW 1/4 of NW 1/4
Sec. 22 T15S R28E

These water diversions, storage and uses are
part of our Eshom-Kaweah Ranch range
cattle (and conservation) activities.

In addition we did not receive forms
on which to report on two more storage/
diversion applications/licenses, also a
part of our Ranch Operations:

- Application A016774, License 008733 and
- " " A016773, " " 008732

If there is reporting requirement
currently required or that will be required
next - please advise when.

encl 4 Statements/Reports
per above

Thank you
Richard E. Faggioli
CO. OWNER



S001585%\$%2004

2002, 2003, 2004

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

***If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

Owner of Record: JUSTIN M FAGGIOLI; GEORGIANA F FAGGIOLI;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

JUSTIN M FAGGIOLI

377 MERK RD

WATSONVILLE, CA 95076

STATEMENT NO.: S001585
CONTACT PHONE NO.: (831)724-3558

Source Name: PIERCE CREEK
Tributary To: NORTH FORK KAWEAH RIVER
County: Tulare
Diversion Within: NE1/4 of SW1/4 Section 10, T15S, R28E, MB&M

Year of First Use: 1959

Parcel Number:

- A. **Water is Used Under:** Riparian claim ☒ Pre-1914 right Other (explain): Also involved with USDA Natl FOREST 1915 Water Trans. P/L
B. **Year of First Use:** (Please provide if missing above) Diversion is a "SPECIAL USE PERMIT"
C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below. annual fee; descrip. 2720 Spec USES, Humelake Dist. 596501
<12" ISSUED 1/25/02 16 019051317
JOB 89831305."

Amounts below are in: Gallons				Million Gallons (MG)			Acre-feet (AF)			Other			Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2002					✓	✓	creek	Dry					
2003					✓	✓	"	"					
2004				✓	✓	✓	"	"					

- D. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Apples, Stac acres; Stockwatering _____; Domestic _____
Other (specify) _____

- E. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.) NONE

- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES ☒ NO ☐
Describe any water conservation efforts you have initiated: monitoring take off (bear a problem with rubber hose)
- b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved: KA
- Reduction in Diversions:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
- Reduction in consumptive use:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
- I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO X
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used: NA

Amount of reduced diversion:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO X
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used: NA

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 6/26/05, 2005 at 377 Mert Rd, Watsonville, California 95076

SIGNATURE: Richard E. Fagallo

PRINTED NAME: RICHARD E. FAGALLO
(first name) (middle initial) (last name)

COMPANY NAME: Elkhorn-Cauweah Ranch

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

1999, 2000, 2001 ✓
fax 6/30/02 p2 of 3

Please Complete and Return This Form by July 1, 2002.
*If the mail recipient's name, address or phone No. is wrong or missing, please correct.
Owner of Record: JUSTIN M FAGGIOLI

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:
JUSTIN M FAGGIOLI
377 MERK RD
WATSONVILLE, CA 95076

STATEMENT NO.: S001585
CONTACT PHONE NO.: (831) 724-3558
FOR ONLINE REPORTING AT
www.waterrights.ca.gov
USER NAME: S001585
PASSWORD: C04130

STATE WATER RESOURCES
CONTROL BOARD
02 JUL 01 AM 8:07
DIV. OF WATER RIGHTS
SACRAMENTO

Source Name: PIERCE CREEK
Tributary To: NORTH FORK KAWEAH RIVER
County: Tulare
Diversion Within: NE1/4 of SW1/4 Section 10, T15S, R28E, MB&M

Year of First Use: 1959
Parcel Number:

A. Water is used under: Riparian claim X Pre 1914 right

Also involved in the diversion is a "special use permit" Leguina North Forest files 3381 and 2329.11, Kern Lake Ranger Dist. "In process since Jan. 16, 1990" of record to Justin M. Faggioli

B. Year of first use (Please provide if missing above)

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

diverted in plastic pipe through approx 500 ft against sprinkler
Amounts below are: Gallons Acre-feet Other

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1999				✓	✓	✓	✓		Creek too low				
2000			✓	✓	✓	✓	✓	✓	Creek dry				
2001			✓	✓	✓	✓	✓	✓	✓	✓			

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Apples: 52 ac acres; Stockwatering _____; Domestic intermittent - when work under way.

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES NO
Describe any water conservation efforts you have initiated: Recent overview of take off and plastic hose pipe line (increasingly frequent due to Bears' interest in knowing of the pipe. Bette kept some keep them out of the orchard but they had access from the diversion)
- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES NO

Fax 6/30/02 p5 of 7

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ☐ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES ☐ NO ☐

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ☐ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES ☐ NO ☐

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 6/29 2002 at Waterville, Ca 95076, California

SIGNATURE: Richard E. Fagg

PRINTED NAME: RICHARD E. FAGG (first name) G (middle init.) 101 (last name) CO.OWNER and EXECUTOR FOR

Ranch COMPANY NAME: ES/HOM. KANBAA RANCH Georgiana P. Fagg, deceased

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

KSN

Richard E. Paggioli
ESHOM KAWEAH RANCH
NR Badger CA
c/o 377 Merk Rd.
Corralitos, CA 95076

FAX COVER PAGE

Re: Statements of Water
Diversion and Use

DATE: 6/30/02

HARRY L. ATTAWAY

TO: DIVISION of WATER RIGHTS Tel (916) 341-5366
PO BOX 2000 Sacramento, CA 95812-2000 Tel (916) 341-5300
FAX (916) 341-5400Per instructions in your May 2002 "Notice"regarding the above, here are 3 reports:5001585 Pierce Creek; 5001586 "Dry Creek"; and50013973 Eshom Creek - all in Tulare County.If there are any questions, please contact
me per below.Thank you,

Number of Pages, including cover:
For information call (831) 724-3558.
My fax number is (831) 728-8862.

R. Paggioli

STATE WATER RESOURCES
CONTROL BOARD
02 JUL - 1 AM 8:07
DIV. OF WATER RIGHTS
SACRAMENTO

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

STATE WATER RESOURCES CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
JUN 15 PM 3:48

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: JUSTIN M FAGGIOLI, GEORGIANA F FAGGIOLI

JUSTIN M FAGGIOLI
377 MERK RD
WATSONVILLE, CA 95076

STATEMENT NO: S001585

SOURCE: PIERCE CREEK
TRIBUTARY TO: NORTH FORK KAWEAH RIVER
COUNTY: TULARE
DIVERSION

WITHIN: NE $\frac{1}{4}$ OF SW $\frac{1}{4}$ SECTION 10, T15S, R28E, MB&M.

TELEPHONE NUMBER:

(831) (408) 724-3558

YEAR OF FIRST USE: 1959

PARCEL NO:

Also involved in the
diversion is a SPECIAL

A. Water is used under: Riparian claim X Pre 1914 right

Other (explain):

B. Year of first use (Please provide if missing above)

USE PERMIT, Leguina Matt Forest files 31381
and 2729.11. Home Lake Ranger Dist. In process
since Jan 26, 1990. Not reissued to Justin M. Faggioli

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Note: Pipeline diversion flows approx 5 GPM - restrained partly by sprinkler.

Amounts below are: Gallons _____ Acre-feet _____ Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996			✓	✓	✓	✓	✓	creek dry					
1997			(removed sand bag diversion)	✓	✓	✓	✓	✓	✓	creek dry			
1998			✓	✓	✓	✓	✓	✓	✓	—	creek dry		

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Apples, 5.5 ac acres; Stockwatering _____

Domestic intermittent, when work underway

Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

See 97 - C above; diversion takeoff renewed June 97

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started:

in 97 - arranged more frequent overview
off take off & monitoring plastic Pipeline

b. _____

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X

SUP-STATE (12-98)

OCT 28 1999

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

3. Conjunctive use of surface water and groundwater:

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X

- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 6/12, 1999 at Waterville, Ca 95076, California

X SIGNATURE: Georgiana P. Faggioli

PRINTED NAME: Georgiana P. Faggioli CO-OWNER
(first name) (middle init.) (last name)

RAUCH
COMPANY NAME: ENTON KAWIAH RAUCH

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

5-1 585

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: JUSTIN M FAGGIOLI, GEORGIANA F FAGGIOLI

Upper Pierce

JUSTIN M FAGGIOLI
377 MERK ROAD
WATSONVILLE, CA 95076

STATEMENT NO: S001585

SOURCE: PIERCE CREEK
TRIBUTARY TO: NORTH FORK KAWEAH RIVER
COUNTY: TULARE
DIVERSION

TELEPHONE NUMBER:
(408) 724-3558
YEAR OF FIRST USE: 1959
PARCEL NO:

WITHIN: NE¼ OF SW¼ SECTION 10, T15S, R28E, MB&M.

- A. Water is used under: Riparian claim X; Pre 1914 right _____; Other (explain) Also involved in the
Diversion is a "SPECIAL USE PERMIT" Sequoia Natl Forest, T15P
#1 31581 and 2729.11 Home lake
Ranger Dist. "In process since
Jan 16, 1990) of being reissued to
JUSTIN M. FAGGIOLI
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) _____

Note: Pipeline diversion flows approx 5-6 PM - restrained partly by sprinkler.

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL
1993				✓	✓	✓	Creek Dry						
1994				✓	✓	✓	Creek Dry						
1995				✓	✓	✓	✓	Creek Dry					

See note on reverse

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation Apples, 5± acres; Stockwatering _____; Domestic intermittent
Other (specify) work under way
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) NONE
- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 6/20, 19 96, at Watsonville, California

SIGNATURE: Georgiana P. Faggioli CO. OWNER

PRINTED NAME: GEORGIANA PATTY FAGGIOLI
(FIRST NAME) (M. NAME) (LAST NAME)

RANCH
COMPANY NAME: ES HOM. KAWEAH

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

ITEM

CONTINUATION

C.

The storms (winds) of winter 95-96 felled debris over the route of the diversion pipeline which has delayed the start of flow from Pierce Creek until mid June.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available, including the following:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockpounds Constructed Prior to 1969"
- "Appropriation of Water in California"

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 1595

Justin M. Faggioli & Georgiana P. Faggioli
377 Merk Road
Watsonville, CA 95076

TELEPHONE NO:
Justin (415) 435-9603
Georgiana (408) 744-3558

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT...

SOURCE: Pierce Creek

TRIBUTARY TO: N. Fork Kaweah River

COUNTY: Tulare

DIVERSION

WITHIN: NE 1/4 of SW 1/4 of Section 10, T15S, R12E, M5B&M

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other)

1. see note under "C" below
2. months in use checked "✓"

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988				✓	✓	✓	✓	creek dry					
1989				✓	✓	✓	creek dry						
1990	✓	✓	✓	✓	drought year								

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation orchard (aprx 5 ac), enclosed by 7 ft. electrified deer (bear) fence.

Stockwatering from Pierce Creek (below take off for irrigation)

Domestic temporarily, small amounts, when cabin occupied or work

Other (specify) water also available for fire protection through the pipeline under way.

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

1988 - Pipeline from take off replaced by new 1 1/4 - 1" PVC line; take off funnel, pipe improved.
Note: Measured with 5 gal plastic bucket aprx 5 GPM flow; restrained by sprinkler in orchard which is moved across orchard.

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 6/10, 1993, at Watsonville, California

Signature: Georgiana P. Faggioli
GEORGIANA P. FAGGIOLI
CO. OWNER

Sorry that extended absence
delayed our response.

(916) 657-1875

FAX: (916) 657-1485

In Reply Refer
to: 332:WR:S1585 & S1586

APRIL 16 1993

Mr. Richard E. Faggioli
377 Merk Road
Corralitos, CA 95076

Dear Mr. Faggioli:

STATEMENTS OF WATER DIVERSION AND USE NUMBERS 1585 AND 1586

Pursuant to your letter of March 27, 1993, we have updated our records to show the above numbered statements in the names of Justin M. Faggiolo and Georgiana F. Faggioli.

The next supplemental statement for reporting the use of water during 1991, 1992, and 1993 will automatically be sent to the owner of record in January 1994.

Thank you for your cooperation.

Sincerely,

ORIGINAL SIGNED BY:

Wynne Rowlands
Associate Land and Water Use Analyst
Application Unit #2

bcc: KSN

WRowlands:esekul:4/12/93/shalbert:4-15-93
shalb300:WR:S1585

5-1585
** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS **

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S001585
OWNER OF RECORD: JUSTIN M FAGGIOLI

JUSTIN M FAGGIOLI
377 MERK ROAD
WATSONVILLE, CA 95076

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
SACRAMENTO
JUN 15 PM 3:17

Upper Pierce

SOURCE: PIERCE CREEK
TRIBUTARY TO: NORTH FORK KAWeah RIVER
COUNTY: TULARE
DIVERSION

WITHIN: NE¼ OF SW¼ SECTION 10, T15S, R28E, MDB&M.

TELEPHONE NUMBER:
(408) 724-3558
YEAR OF FIRST USE: 1959
PARCEL NO: 009.070.08

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) Also involved in the diversion is a "SPECIAL USE PERMIT" Sequoia Natl Forest, file #S 31381 and 272911, Buena Vista Ranger Dist.
B. Year of first use (Please provide if missing above) "In process (since Jan 26, 1990) of being transferred to JUSTIN M. FAGGIOLI"
C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) _____

Note: Pipeline diversion flows approx 5 GPM - restrained partly by sprinkler.

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992				✓	✓		Drought year						
1993				✓	✓	✓	Creek dry						
1994				✓	✓	✓	Creek dry						

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation Apples, 5± acres; Stockwatering _____; Domestic intermittant - when cabin occupied or work is underway.
Other (specify) _____

*** CONTINUE ON BACK PAGE ***

***PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 6/10, 1995, at Watsonville, California

SIGNATURE: Georgiana P. Faggioli

PRINTED NAME: GEORGIANA PATTY FAGGIOLI

RANCH (FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: ESDOM KAWEXH RANCH

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

Upper Pierce

STATEMENT NO. 5001585

DIVERSION SITE:

OWNER'S NAME SEQUOIA NATL FOREST

PARCEL NO. NE 1/4 of SW 1/4 Sec. 10 T15S R2E MDBM

PLACE OF USE:

OWNER'S NAME JUSTIN MARK FAGGIOLI

Tulare Co APN 1. PARCEL NO. 009-070-08 GEORGINA PATTY FAGGIOLI CO. OWNER
2. PARCEL NO. SW 1/2 of SW 1/4 Sec. 10 T15S R2E
3. PARCEL NO. NW 1/2 of NW 1/4 Sec. 15 T15S R2E MDBM

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

ascendant OWNER/LESSEE/AGENT/OTHER JUSTIN M. FAGGIOLI
NAME OWNER

MAILING ADDRESS 377 MERK RD
WATSONVILLE, CA 95076

TELEPHONE NO. (408) 724-3558

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME _____
(FIRST) (MIDDLE) (LAST)
MAILING ADDRESS _____
(CITY) (STATE) (ZIP)
TELEPHONE NO. () - -
2. NAME _____
(FIRST) (MIDDLE) (LAST)
MAILING ADDRESS _____
(CITY) (STATE) (ZIP)
TELEPHONE NO. () - -

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

DIVERTER OF RECORD:

STATEMENT NO: 001585

JUSTIN M & GEORGIANA P FAGGIOLI
377 MERK RD
WATSONVILLE CA 95076

"U. Pierce"

TELEPHONE NUMBER:
(415) 435-9603

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: PIERCE CREEK

TRIBUTARY TO: NORTH FORK KAWEAH RIVER

COUNTY: TULARE

YEAR OF FIRST USE: 1

D I V E R S I O N

WITHIN: NE1/4 OF SW1/4 SECTION 10, T15S, R28E, MD B&M

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994

A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) ☐

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) _____

1. See note under "C" below
2. Month's use checked "✓"

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991	✓	✓	✓	✓	drought year								
1992		✓	✓	✓	✓	✓							severe under
1993	repaired 1 1/4" (line short had cleared)			✓	✓	✓	✓	drought - but flowed ok. filled mid July					

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
 Irrigation apx 5 acres; Stockwatering August - October, Domestic minorant for temporary cabin presence
 Other (specify) apple orchard, enclosed by 7 ft electrified deer (bear) fence

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Water take off improved 1993 to use sturdy funnel in place of sand/bagged pipe/chainer; system flows at approx 5 GPM when restrained by small sprinkler in orchard.

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 6, 1994, at Waltonville, California

Signature: Georgiana P. Faggioli

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"Appropriation of Water in California"

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

- A. Name of person diverting water Clarence E. and M. Frances Patty **S 1585**
Address P O Box 111, Menlo Park, California 94025
- B. Name of body of water at point of diversion Pierce Creek, an intermittent stream
Tributary to North Fork of Kaweah River
- C. Place of diversion N.3. 1/4 of S.3. 1/4, Section 10, Township 15 So., Range 28 E., M.D. East
Tulare County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.
- D. Name of works galvanized pipe, through sack dam- dam renewed each season
2" funnel pipe and 1" pipe used to conduct water down hill
- E. Capacity of diversion works approx 2 gallons per minute cubic feet per second
Capacity of storage reservoir There is no reservoir- except as sack dam gallons per minute
backs water a little way up stream bed. acre-feet
State quantity of water used each month in galls. OK APPROX

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual	
1966	0	0	0	50000	861	861	308	stream goes dry usually in July						Total annual - 250,000 gal

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as

acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Used to irrigate a small fruit orchard and to provide water for

fire protection. (Former owners had garden also)

Maximum annual water use in recent years approx. 250,000 gallons gallons

Minimum annual water use in recent years same gallons

Type of diversion facility: gravity yes XXXXXX gallons

Method of measurement: weir , flume , electric power meter , water meter , estimate yes gallons

- F. Purpose of use (what water is being used for)
irrigating fruit trees and fire protection- also cabin on place
and only source of water

- G. General description or location of place of use (use sketch of section grid on reverse side if you desire)

Fruit orchard and cabin (also for garden) enclosed in a deer tight
and supposedly bear tight fence in northeastern part of SE 1/4 of SW 1/4 of
above section 10. Our understanding the first use was around 1910,

H. Year of first use as nearly as known but that first use was from a tributary in unnamed
ravine - to Pierce Creek - more convenient to garden, but no longer running

- I. Name of person filing statement We have used Pierce Creek source since 1959.

Position owner C. E. Patty Organization individuals

Address P O Box 111, Menlo Park, California 94025

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed June 27 1967

Signature C. E. Patty

See Instructions on Reverse Side